

# WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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IN THE MATTER OF THE APPLICATION

FOR A PRIVATE SECURITY PERMIT:

JAMES A. BURROUGHS,

APPLICANT

**NOTICE OF DENIAL OF APPLICANT'S  
REQUEST**

**FOR HEARING AND ORDER**

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James A. Burroughs

3330 West Wells Street #203-1

Milwaukee, WI 53208-3333

**PLEASE TAKE NOTICE THAT** the applicant's request for a hearing, appealing the Department of Regulation and Licensing's (hereinafter "Department") September 7, 2000, Notice of Denial of application for a Private Security Permit in the state of Wisconsin is DENIED.

Based upon the record in this matter, the Department makes the following:

**FINDINGS OF FACT**

1. On or about September 1, 2000, James A. Burroughs submitted an application for a Private Security Permit. A true and correct copy of Mr. Burroughs' application file is attached to this document as Exhibit A. Exhibit A is incorporated by reference into this document.
2. In Mr. Burroughs' original application materials, he indicated "Yes" in response to the following question:  
Have you ever been convicted of a misdemeanor or a felony, or driving while intoxicated (DWI), in this or any other state, **OR** are criminal charges or DWI charges currently pending against you? If YES, complete and attach Form #2252.
3. A search of the records of the Crime Information Bureau (CIB) in the Department of Justice indicates at least one felony conviction.
4. On or about September 7, 2000, The Department of Regulation and Licensing denied Mr. Burroughs' application for licensure based on its determination that Mr. Burroughs had been convicted of at least two (2) felonies in Wisconsin.
5. The findings set forth above are not contested in the applicant's October 10, 2000, request for hearing.
6. The applicant's October 10, 2000, request for hearing does not contain an allegation of any error of fact or of law for his claim that the denial of his application should be overturned.

**CONCLUSIONS OF LAW**

1. Based upon the application record and applicant's request for hearing, there exists no issue of material fact upon which a hearing is warranted.
2. A applicant's request for hearing does not contain the elements required by administrative code to mandate the grant of a hearing in this matter.
3. The applicant's criminal record, which includes a felony conviction, constitutes a bar to the issuance of a security guard permit under section 440.26(5m)(2) of the Wisconsin statutes.

**ORDER**

1. Based upon the record in these proceedings, it is ordered that the applicant's request for hearing is **DENIED**, and no hearing shall be scheduled.
2. The application of James A. Burroughs for a Private Security Permit is **DENIED**.

**A FELONY CONVICTION CONSTITUTES A BAR TO OBTAINING A PRIVATE SECURITY PERMIT IN WISCONSIN. IF THE APPLICANT OBTAINS PARDONS FOR HIS FELONY CONVICTIONS HERE, AS WELL AS PARDONS FOR ANY FELONY CONVICTIONS HE MAY HAVE IN OTHER JURISDICTIONS, HE SHALL BE ELIGIBLE TO REAPPLY FOR A PRIVATE SECURITY PERMIT IN WISCONSIN.**

3. This document constitutes the Department's Final Decision and Order in this matter.

Dated this 13<sup>th</sup> day of November, 2000.

DEPARTMENT OF REGULATION AND LICENSING

Cletus Hansen

On Behalf of the Department